

DEPARTMENT OF ENERGY
DELEGATION ORDER NO. 0204-122
TO THE ASSISTANT SECRETARY FOR NUCLEAR ENERGY

Pursuant to the authority vested in me as Secretary of Energy and by section 642 of the Department of Energy Organization Act (Pub.L. 95-91), there is hereby delegated to the Assistant Secretary for Nuclear Energy continuing authority to take the following actions pursuant to section 91.b. of the Atomic Energy Act of 1954, as amended, and National Security Decision Memorandum 182 (July 31, 1972):

1. Authorize the transfer of special nuclear material to the Departments of the Army, Air Force, and Navy (Navy Facilities Engineering Command, NAVFAC, only) in such quantities and at such times as necessary for cores for new military reactors and for replacement cores for existing military reactors, and for miscellaneous purposes (other than use in atomic weapons) for which material, fabrication and new reactors the Congress shall have authorized funds.
2. Authorize the Departments of the Army, Air Force, and Navy to manufacture, produce or acquire utilization facilities, other than nuclear powered ships, for which Congress shall have authorized funds.

The authority delegated herein to the Assistant Secretary for Nuclear Energy may be further delegated, in whole or in part, as may be appropriate.

In exercising the authority delegated or as redelegated pursuant thereto, the delegate(s) shall be governed by the rules and regulations of DOE and the policies and procedures prescribed by the Secretary or his delegate(s).

All actions pursuant to any authority delegated prior to this Order or pursuant to any authority delegated by this Order taken prior to and in effect on the date of this Order are hereby confirmed and ratified and shall remain in full force and effect as if taken under this Order, unless or until rescinded, amended or superseded.

This Order is effective August 26, 1987.

/s/
John S. Herrington
Secretary of Energy